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OCT 06 2008

ADLER & ASSOCIATES

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E. MAIL: Ben@adlerandassociates.comINTELLECTUAL PROPERTY LAW
(PATENT, BIOTECHNOLOGY, COMPUTER,
TRADEMARK & TRADE SECRET LAW)

Application Number: 10/806,905
Filing Date.: March 23, 2004
First Named Inventor: David Scheinberg
Title: Methods of Protection From Toxicity of Alpha
Emitting Elements During Radioimmunotherapy
Group Art Unit: 1642
Examiner Name: Brandon J. Fetterolf
Attorney Docket No.: D6499

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this Request for Continued Examination, Petition for Extension of Time and Form PTO-2038 is being transmitted via facsimile to Examiner Brandon J. Fetterolf at 571-273-8300 on the date indicated below:

Date:

Oct 6, 2008
Benjamin Aaron Adler, Ph.D., J.D.REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114:
 - a. ☒ Previously submitted
 - i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on July 22, 2008.
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
 - iii. ☐ Other _____

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b. Enclosed.

- i. Amendment/Reply:
- ii. Affidavit(s)/Declarations: Copy of Declaration under 37 C.F.R. §1.32.
- iii. Information Disclosure Statement (IDS)
- iv. X Other: Petition for Extension of Time from one month to three months

2. Miscellaneous:

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of () months.

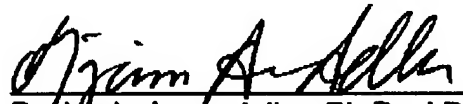
b. Other: _____

3. Fees:

- a. X Payment by credit card (Form PTO-2038 enclosed).
 - i. X RCE fee (\$405) required under 37 C.F.R. § 1.17(e)
 - ii. X Extension of Time Fee from one month to three months (\$495)
- b. X **ONLY IN THE ABSENCE OF FORM PTO-2038**, the Director is hereby authorized to debit the following fees from Deposit Account No. 07-1185
 - i. X RCE fee (\$405) required under 37 C.F.R. § 1.17(e)
 - ii. X Extension of Time Fee from one month to three months (\$555).
 - iii. Other _____

DATE: Oct 6, 2008

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